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13 Attorneys for Plaintiffs

14  
15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
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18 JOSE RAMIREZ, LUIS GOMEZ, and  
MARCK MENA ORTEGA on behalf of  
19 themselves and all persons similarly  
situated,

20 Plaintiffs,

21 v.

22 GHILOTTI BROS., INC., a corporation;  
23 and DOES 1 to 50, inclusive,

24 Defendants.  
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Case No. C-12-4590-CRB

**STIPULATION AND ORDER  
VACATING DATES FOR FINAL  
APPROVAL OF CLASS ACTION  
SETTLEMENT**

Judge: Hon. Charles R. Breyer

1 WHEREAS, on October 4, 2013, this Court entered an order granting preliminary  
2 approval to the parties' Class Action Settlement, directing Plaintiffs to file a motion for  
3 final settlement approval no later than December 13, 2013, and setting a Final Fairness  
4 Hearing for December 27, 2013; and

5 WHEREAS, the parties currently have a dispute regarding the proper size and scope  
6 of the class list, and have invoked the Dispute Resolution Process described in paragraph  
7 14 of the Stipulation to Class Action Settlement; and

8 WHEREAS, the parties are awaiting a decision on their dispute from the designated  
9 dispute arbitrator; and

10 WHEREAS, Plaintiffs are unable to move for final approval of the Class Action  
11 Settlement until the current dispute is resolved; and

12 WHEREAS, as soon as the dispute is resolved, the parties intend to submit an  
13 additional Proposed Order to the Court requesting new deadlines and a hearing date;

14 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and  
15 between the parties to the above-captioned action, through their respective counsel, as  
16 follows:

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1           1.       Plaintiffs' Motion for Final Approval of Class Action Settlement is no longer  
2 due on December 13, 2013. The date for the Final Fairness Hearing, currently set for  
3 December 27, 2013, is vacated.

4           2.       Upon resolution of the Dispute Resolution Process currently underway, the  
5 parties will promptly submit a stipulation and proposed order to the Court proposing new  
6 deadlines and a hearing date.

7           IT IS SO STIPULATED.

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9 DATED: December 3, 2013

ROSEN BIEN GALVAN & GRUNFELD LLP

10 By: /s/ Gay Crosthwait Grunfeld  
11 Gay Crosthwait Grunfeld

12 Attorneys for Plaintiffs

13  
14 DATED: December 3, 2013

JEFFERS MANGELS BUTLER &  
MITCHELL LLP

15 By: /s/ An Nguyen Ruda  
16 An Nguyen Ruda

17 Attorneys for Defendants  
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**ORDER**

The Court, having reviewed the above Stipulation of the parties, and good cause appearing, hereby orders as follows:

Plaintiffs' Motion for Final Approval of Class Action Settlement is no longer due on December 13, 2013. The date for the Final Fairness Hearing, currently set for December 27, 2013, is vacated.

Upon resolution of the Dispute Resolution Process currently underway, the parties will promptly submit a proposed order to the Court proposing new deadlines and a hearing date.

**IT IS SO ORDERED.**

DATED: December 6, 2013

